

SUPERIOR COURT OF ARIZONA  
MARICOPA COUNTY

CR2011-007597-001 DT

01/06/2016

HON. SHERRY K. STEPHENS

CLERK OF THE COURT  
S. LaMarsh  
Deputy

STATE OF ARIZONA

JEANNETTE GALLAGHER  
JESSI WADE

v.

MACARIO LOPEZ JR. (001)

ERIC GEORGE CROCKER  
GARY J BEVILACQUA

CAPITAL CASE MANAGER

MINUTE ENTRY

The Court has considered the Defendant's Constitutional Objections to Arizona's Death Penalty Scheme. At the status conference held on January 5, 2016, the parties agreed that the Court could rule on the motion without awaiting a response from the State.

The Defendant has raised eight challenges to the constitutionality of Arizona's death penalty scheme. Although he does not provide the controlling decisions adverse to his position as required, he acknowledges that the United States Supreme Court and/or the Arizona Supreme Court have considered and rejected his claims in other cases. *See, e.g., State v. Cota*, 229 Ariz. 136, 272 P.3d 1027, Appendix (2012); *State v. Manuel*, 229 Ariz. 1, 270 P.3d 828, Appendix (2011). This Court is bound to follow appellate precedent.

IT IS ORDERED denying Defendant's Constitutional Objections to Arizona's Death Penalty Scheme.